



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10**

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140

JAN - 9 2017

OFFICE OF  
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

**NOTICE OF VIOLATION**

Mr. David McCollum  
Owner  
McCollum Enterprises  
P.O. Box 54592  
Twin Falls, Idaho 83301

Re: McCollum Enterprises – Canyon Springs Fish Farm  
NPDES Permit Number IDG130104

Dear Mr. McCollum:

On behalf of the United States Environmental Protection Agency (EPA), I would like to express my appreciation for your time and cooperation during the September 7, 2016, Clean Water Act (CWA) inspection of the Canyon Springs Fish Farm ("Facility"). The purpose of the inspection, and subsequent administrative file review, which included Discharge Monitoring Reports (DMRs) submitted by the facility, was to determine compliance with the requirements of the CWA and the National Pollution Discharge Elimination System (NPDES) general permit number IDG130000 ("Permit") for *Aquaculture Facilities in Idaho, subject to Wasteload Allocations under Selected Total Maximum Daily Loads*. The purpose of this letter is to notify you of the results of EPA's inspection and administrative file review.

**REVIEW OF ADMINISTRATIVE FILES**

EPA reviewed the Discharge Monitoring Reports (DMRs) from December 2011 through November 2016 and found zero effluent limitation exceedances which would constitute violations of the CWA, 33 U.S.C. § 1251 *et seq.*

**SEPTEMBER 2016 INSPECTION**

Part II.F.2 of the Permit states, "Throughout all sample collection and analysis activities, the permittee must use the EPA-approved quality assurance and quality control (QA/QC) and chain-of-custody procedures described in Requirements for Quality Assurance Project Plans (EPA/QA/R-5)<sup>1</sup> and Guidance for Quality Assurance Project Plans (EPA/QA/G-5)<sup>2</sup>. The QA Plan must be prepared in the format that is specified in these documents."

Part II.F.3.b of the Permit states, in part, that at a minimum the QA plan must include "...calculations used to convert to flow units."

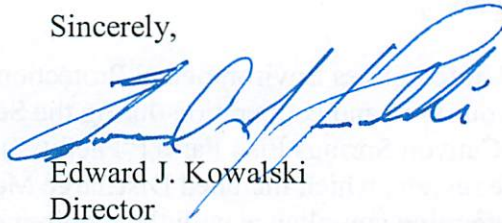
Part II.F.3.e of the Permit states, in part, that at a minimum the Quality Assurance (QA) plan must include "Name, address and telephone number of the laboratory used by or proposed to be used by the permittee."

At the time of the inspections, the inspector noted that the QA plan was missing the "Table of Contents", calculations to convert flow units and the laboratory's phone number. Failure to maintain a complete QA plan, including the information listed above, are violations of Parts II.F.2, II.F.3.b, and II.F.3.e of the Permit.

Although our goal is to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the permittee. As such, I want to strongly encourage you to continue your efforts to maintain full knowledge of the Permit requirements, and other appropriate statutes, and to act appropriately to ensure compliance. Notwithstanding your response to this letter, EPA retains all rights to pursue enforcement actions to address these and any other violations.

If you have any questions concerning this matter, please do not hesitate to contact Raymond Andrews of my staff at (206) 553-4252.

Sincerely,

A handwritten signature in blue ink, appearing to read "E. J. Kowalski", is written over the typed name and title.

Edward J. Kowalski  
Director

cc: Mr. Tyler Fortunati  
Idaho Department of Environmental Quality

Mr. David Anderson  
IDEQ, Twin Falls Regional Administrator

Ms. Maria Lopez  
EPA, Idaho Operations Office

Mr. Lamar Sylten  
Production Manager, Canyon Springs Fish Farm